

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/816,663
Applicant: Dale E. SHUSTER, *et al.*
Confirmation No.: 1036
Filed: April 2, 2004
Group Art Unit: 1617
Examiner: Shengjun Wang
For: Compositions and Method for Treating Microbial and Parasitic Infections in Cattle and Other Animals
Attorney Docket: 2003.027 US (AH06021US01)

January 8, 2009

NOTICE OF APPEAL

Mail Stop: AF
Commissioner of Patents
Alexandria, VA 22313

Dear Sir/Madam:

Applicants appeal to the Board of Appeals from the June 17, 2008 final rejection. Please charge the \$540.00 fee for this notice of appeal to Deposit Account No. 02-2334.

Petition for Three Month Extension of Time

Applicants are requesting a three-month extension of time in their Response to the Final Office Action that is also being submitted herewith. Please charge the \$1,110.00 fee for the three-month extension of time to Deposit Account No. 02-2334.

Applicants do not believe that any other fee is due in connection with this appeal. If, however, Applicant do owe any such fee(s), the Commissioner is hereby authorized to charge the fee(s) to Deposit Account No. 02-2334. In addition, if there is ever any other fee deficiency or

Adjustment date: 01/26/2009 LDIEP1
01/08/2009 INTEFSW 00007053 022334 10816663
01 EC:1452 540.00 CR
02 FC:1053 1110.00 CR

Appl. No. 10/816,663
Notice of Appeal of January 8, 2009
Attorney Ref. No: 2003.027 US

overpayment under 37 C.F.R. §1.16 or 1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. 02-2334.

Respectfully submitted,

/William M. BLACKSTONE/ Reg. #29772

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UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>1/22/09</u>		2 Serial/Patent # <u>10/816,663</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
<input checked="" type="checkbox"/>	② Extension of Time		1/8/09	\$ 1,110.00							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	① Petition		1/8/09	\$ 540.00							
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	Cert of Correction/Terminal Disc.			\$							
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	Assignment			\$							
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7 TOTAL AMOUNT OF REFUND			1,650.00 1,650.00								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	Credit Deposit A/C #:									
	Duplicate Payment	9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"><tr><td>0</td><td>2</td><td>--</td><td>2</td><td>3</td><td>3</td><td>4</td></tr></table>			0	2	--	2	3	3	4
0	2	--	2	3	3	4					
<input checked="" type="checkbox"/>	No Fee Due (Explanation):										
① incorrectly charged; ② paid unnecessary extension of time fees											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Joan Olszewski</u>		TITLE: <u>Petition Examiner</u>									
SIGNATURE: _____		PHONE: <u>571-272-7751</u>									
OFFICE: <u>Office of Petitions</u>											
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APPROVED: <u>[Signature]</u>		DATE: <u>1/22/09</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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